
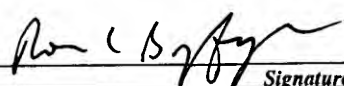



AMENDMENT TRANSMITTAL LETTER (Small Entity)				Docket No. 42830-10009	
Applicant(s): ETTER, Jeffrey B.					
Application No. 10/717,429	Filing Date November 19, 2003	Examiner Kishore, Gollamudi S.	Customer No. 25231	Group Art Unit 1615	Confirmation No. 7009
Inventor: EPARTICULATE DRUG-CONTAINING PRODUCTS AND METHOD OF MANUFACTURE"					
 COMMISSIONER FOR PATENTS:					
Transmitted herewith is an amendment in the above-identified application.					
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	31 -	27 =	4	x \$25.00	\$100.00
INDEP. CLAIMS	1 -	3 =	0	x \$100.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$100.00
<input type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input checked="" type="checkbox"/> A check in the amount of \$100.00 to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1419 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
 _____ Signature			Dated: March 23, 2006		
Ross E. Breyfogle Registration No. 36,759 Marsh Fischmann & Breyfogle LLP 3151 South Vaughn Way, Suite 411 Aurora, CO 80012 Phone: (303) 338-0997 Facsimile: (303) 338-1514			I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on 3-23-06 (Date)  _____ Signature of Person Mailing Correspondence Lori Lane _____ Typed or Printed Name of Person Mailing Correspondence		
CC:					



1.500 \$

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

ETTER, Jeffrey B.

Serial No.: 10/717,429

Conf. No.: 7009

Filed: November 19, 2003

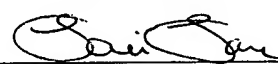
Atty. File No.: 42830-10009

For: "PARTICULATE DRUG-
CONTAINING PRODUCTS AND
METHOD OF MANUFACTURE"

) Group Art Unit: 1615

) Examiner: Kishore, Gollamudi S.

) REPLY TO OFFICE ACTION
) (37 C.F.R. § 1.111)

<p style="text-align: center;">CERTIFICATE OF MAILING</p> <p>I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450 ON <u>3-23-06</u>.</p> <p style="text-align: center;">MARSH FISCHMANN & BREYFOGLE, LLP</p> <p>BY:  LORI LANE</p>

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

This communication is responsive to an Office Action dated November 23, 2005. Based on the amendments and remarks presented below, reconsideration and further examination are requested.

Enclosed herewith is a Petition For Extension of Time Under 37 C.F.R. § 1.136(a) to extend the shortened statutory response date by 1 month, and a check in the amount of \$60.00 for the fee for a 1 month extension under 37 C.F.R. § 1.17(a). Also enclosed is a check in the amount of \$100.00 for additional fees under 37 C.F.R. § 1.16(i) for presentation of total claims in excess of 20.

No other fees are believed to be due with this communication. If, however, any fees are due, please debit such fees to Deposit Account No. 50-1419. Credit any over-payments to Deposit

Applic. No. 10/717,429
Reply to Office Action of November 23, 2005

Account No. 50-1419. Should the filing of this communication require additional extension of time under 37 C.F.R. § 1.136(a), such extension is requested and any deficiency in payment of extension fees should be debited to Deposit Account No. 50-1419.

AMENDMENTS

Please enter amendments to the above-identified application as follows:

Amendments to the Specification, other than the claims, begin on page 3 of this communication.

Amendments to the Claims are reflected in the listing of claims beginning on page 4 of this communication.

Remarks/Arguments begin on page 8 of this paper.